IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICITON

NOTICE OF MOTION NO.3525 OF 2004
IN
INCOME TAX APPEAL (L) NO.1507 OF 2004

The Commissioner of Income Tax .. Applicant

Versus

M/s.Shree Krishna Polyster Ltd. .. Respondent.

Mr.B.M. Chatterjee with Mrs.P.P. Bhosale for the applicant.

Mr.R.S. Tripathi for the respondent.

CORAM : F.I. REBELLO &
J.P. DEVADHAR, JJ.

DATED : 7TH AUGUST, 2007.

P.C. :

1. There is delay of 635 days in preferring the delay. The delay between 7th April, 2003 and 18th October, 2004, in our opinion, has not be sufficiently explained and even otherwise this is too gross a delay. In the light of that, cause shown would not amount to sufficient cause.

2. Hence, the notice of motion is dismissed.

(F.I. REBELLO, J.)

(J.P. DEVADHAR, J.)